

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY, NOVEMBER 24, 1981

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE  
COUNCIL CHAMBERS Tuesday EVENING November 24 A.D., 1981,  
IN Regular SESSION. PRESIDENT John Nuckols  
John H. Logan, Council Attorney  
IN THE CHAIR, AND Charles W. Westerman CLERK, AT THE DESK,  
PRESENT THE FOLLOWING MEMBERS VIZ:

BURNS ✓, EISBART A, GiaQUINTA ✓,  
NUCKOLS ✓, SCHMIDT, D. A, SCHMIDT, V. ✓,  
SCHOMBURG ✓, STIER ✓, TALARICO ✓,  
ABSENT \_\_\_\_\_

COUNCILMAN \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_,

THE INVOCATION WAS GIVEN BY \_\_\_\_\_

RECEIVED REPORT FROM THE CITY CONTROLLER FOR THE MONTH OF  
\_\_\_\_\_, 19\_\_\_\_. MOTION MADE AND CARRIED THAT REPORT BE MADE  
A MATTER OF RECORD AND PLACED ON FILE.

THE MINUTES OF THE LAST REGULAR November 10, 1981,  
\_\_\_\_\_, 19\_\_\_\_,  
SPECIAL \_\_\_\_\_, 19\_\_\_\_,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED  
AND PUBLISHED.



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

12 November 1981

### COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated alley.

The proposed ordinance is designated as:

BILL NO. G-81-09-22

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
12th day of November 1981.

Dennis J. Grotrian  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

12 November 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) alley vacation ordinance acted upon by the City Plan Commission at their regular meeting held October 26, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-81-09-22
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners.
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

REASON: This vacation will permit the efficient development of the adjacent property.

If there are any questions with regard to this ordinance, please feel free to call on us.

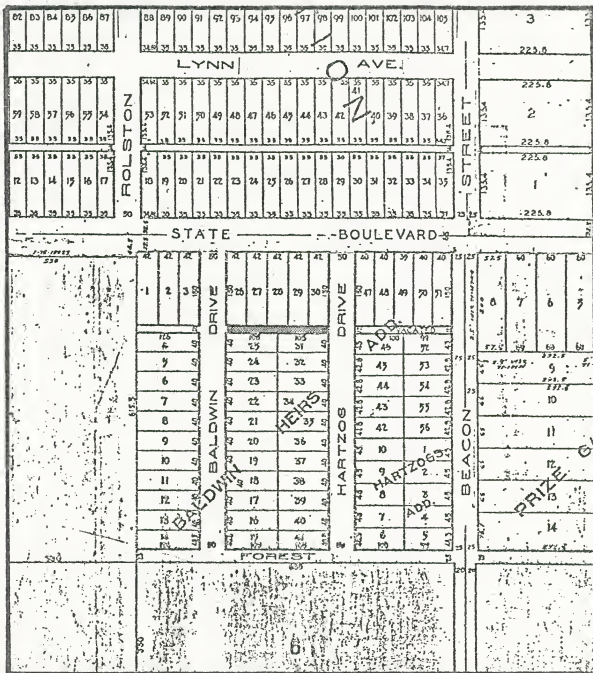
Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

*Gary F. Baeten*  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



 A PETITION TO VACATE ALLEY.

6-81-09-22

MAP NO. Q-14

BY G. R. LAX 8-20-81



71-109-11  
11/4/81

RESOLUTION NO. 71-109-11

WHEREAS, EMILY BEDREE and MARY BEDREE have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

An alley, 12 feet in width, bordered on the north and south sides by Lots 26 through 30 in Baldwin Heirs Addition as in Plat Book 98, p. 52 in the Office of the Recorder of Allen County, Indiana.

COMMENCE on the east line of Baldwin Drive, at the Southwest corner of Lot 26 aforesaid;

THENCE Easterly along the south lines of Lots 26, 27, 28, 29 and 30, a distance of 210 feet to the west line of Hartzog Drive;

THENCE Southerly along the west line of Hartzog Drive, a distance of 12 feet to the northeast corner of Lot 31;

THENCE Westerly along the north line of Lots 31 and 25, a distance of 210 feet to the east line of Baldwin Drive;

THENCE Northerly along the east line of Baldwin Drive, 12 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA }  
COUNTY OF ALLEN } SS:

I, Thomas H. Latchem, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held November 4 1981 and as same appears of record in the official records of said Board of Public Works.

## RESOLUTION

WHEREAS, EMILY BEDREE and MARY BEDREE have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

An alley, 12 feet in width, bordered on the north and south sides by Lots 26 through 30 in Baldwin Heirs Addition as in Plat Book 9B, p. 52 in the Office of the Recorder of Allen County, Indiana.

COMMENCE on the east line of Baldwin Drive, at the Southwest corner of Lot 26 aforesaid;

THENCE Easterly along the south lines of Lots 26, 27, 28, 29 and 30, a distance of 210 feet to the west line of Hartzog Drive;

THENCE Southerly along the west line of Hartzog Drive, a distance of 12 feet to the northeast corner of Lot 31;

THENCE Westerly along the north line of Lots 31 and 25, a distance of 210 feet to the east line of Baldwin Drive;

THENCE Northerly along the east line of Baldwin Drive, 12 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 19, 1981 at 7:00 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinbefore described conforms to the general policy and patter of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said alley in Allen County, Indiana.

DATED THIS 4th DAY OF November 19 81

FORT WAYNE BOARD OF PUBLIC WORKS

Thomas W. Latchem  
Thomas W. Latchem, Chairman

Roberta Anderson-Staton  
Roberta Anderson-Staton, Member

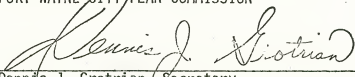
Betty R. Collins  
Betty R. Collins, Member

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Dennis J. Grotrian, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 26, 1981, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 12th DAY OF November 19 81

FORT WAYNE CITY PLAN COMMISSION

  
Dennis J. Grotrian, Secretary





## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 November 1981

### COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation dedicated public alleys.

The ordinance is designated as:

Bill No. G-81-09-12

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
13th day of November 1981.

Dennis J. Grotian  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 November 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) alley vacation ordinance acted upon by the City Plan Commission at their regular meeting held October 26, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-81-09-12
2. Intended Use: Botanical/Conservatory Project
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

REASON: The approval of this vacation would involve no interference with public utilities.

If there are any questions with regard to this ordinance, please feel free to call on us.

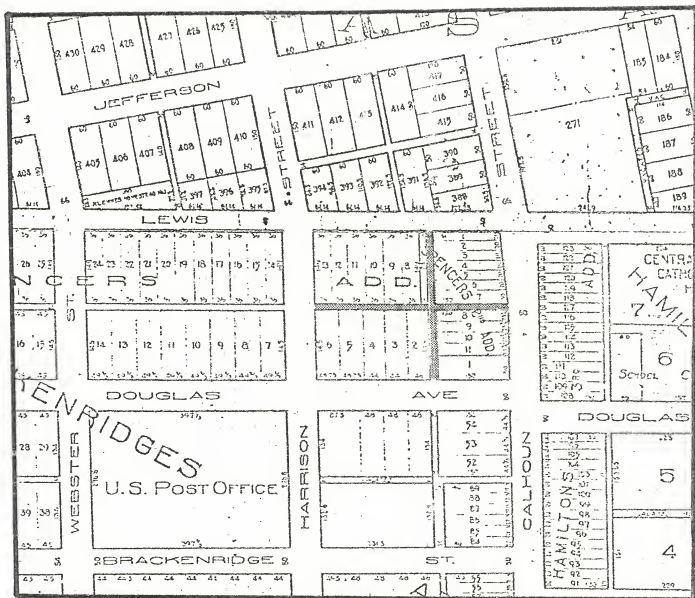
Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



 A PETITION TO VACATE PUBLIC ALLEYS.

6-81-07-12

MAP NO. M-2

Legal description of East-West public alley to be vacated in Block #4, Civic Center II Renewal Project for Conservatory Buildings, Downtown Revitalization Area.

The entire East-West public alley lying between Harrison Street on the West and Calhoun Street on the East and generally between Lots 8 thru 13 on the North in Spencer's First Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book "X", Page 210 and Platted Lots 2 thru 6 on the South in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, together with the Unplatted space (25' x 95') at the Northeast corner of Lot 2, part of Spencer's Homestead as shown on Plat and as Recorded in Deed Book 28, Page 93, and also lying between Lots 7 and 12 on the North and Lot 8 on the South all in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338; all of the above said Additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northwest corner of Lot 6 in Brackenridge's Addition, said point of beginning being located along the East Right-of-way line of Harrison Street a distance of 145.00 feet Northerly of an included angle of 91°25'27" at the Right-of-way line at the Northeast corner of Harrison and Douglas Streets in said City of Fort Wayne, Allen

County, Indiana; thence continuing Northerly along the East Right-of-way line of Harrison Street a distance of 10.00 feet; thence 88°34'28" Easterly along the South Right-of-way line of Lots 8 thru 13 of Spencer's First Addition and the South line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 feet; thence continuing Easterly along the South line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way line of Calhoun Street; thence Southerly along the West Right-of-way line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

71-109-10  
11/4/81

R E S O L U T I O N      H C. 71-109-10

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Fort Wayne, Allen County, to-wit:

Legal description of the North-South public alley to be vacated in Block #4, Civic Center II Renewal Project for the Conservatory Building, Downtown Revitalization Area.

The entire North-South public alley lying between Lewis Street on the North and Douglas Street on the South and generally between Lots 1 thru 11 on the East in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338 and Lot one (1) also on the East in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book 28, Page 93 and Lot 12 on the West in aforesaid Spencer's Second Addition and Platted Lot 2 also on the West, together with the Unplatted space (25'x 95') also on the West located at the Northeast corner of Lot #2 part of Spencer's Homestead as shown on aforesaid Brackenridge's Addition; all of the above said additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northeast corner of Lot 12 in Spencer's Second Addition, said point of beginning being located along the South Right-of-way line of Lewis Street a distance of 231.50 feet Easterly of an included angle of  $88^{\circ}28'31''$  at the Right-of-way line at the Southeast corner of Harrison and Lewis Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Easterly along the South Right-of-way line of Lewis Street a distance of 10.00 feet; thence  $91^{\circ}33'55''$  Southerly along the West side of Lots 1 thru 7 of Spencer's Second Addition a distance of 149.74 feet; thence continuing Southerly across the width of the East-West public alley a distance of 10.00 feet; thence continuing Southerly along the West side of Lots 8 thru 11 of Spencer's Second Addition and thence continuing Southerly along the West side of Lot One (1) of Brackenridge's Addition to the Southwest corner of aforesaid Lot #1 located at the North Right-of-way line of Douglas Street; thence Westerly along the North Right-of-way line of Douglas Street a distance of 10.00 feet to the Southeast corner of Lot 2 in Brackenridge's Addition; thence  $91^{\circ}34'26''$  Northerly along the East line of Lot 2 in Brackenridge's Addition, including the Unplatted space of Spencer's Homestead aforementioned above, a distance of 145.00 feet to the Northeast corner of aforesaid Lot 2 in Brackenridge's Addition; thence continuing Northerly across the width of the East-West alley a distance of 10.00 feet; thence continuing Northerly along the East side of Lot 12 in Spencer's Second Addition a distance of 149.76 feet to the Northeast corner of aforesaid Lot 12 in Spencer's Second Addition herein called the point of beginning, containing 0.07 acres more or less. All of the above noted angles traversing within the vacated area of the North-South alley are included angles, not deflection angles.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alleys have been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alleys hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alleys or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Thomas W. Latchem, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held November 4, 1981 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 4th DAY OF November 19 81

FORT WAYNE BOARD OF PUBLIC WORKS

Thomas W. Latchem  
Thomas W. Latchem, Chairman

Roberta Anderson-Staten  
Roberta Anderson-Staten, Member

Betty P. Collins  
Betty P. Collins, Member

Legal description of East-West public alley to be vacated in Block #4, Civic Center II Renewal Project for Conservatory Buildings, Downtown Revitalization Area.

The entire East-West public alley lying between Harrison Street on the West and Calhoun Street on the East and generally between Lots 8 thru 13 on the North in Spencer's First Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book "X", Page 210 and Platted Lots 2 thru 6 on the South in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, together with the Unplatted space (25' x 95') at the Northeast corner of Lot 2, part of Spencer's Homestead as shown on Plat and as Recorded in Deed Book 28, Page 93, and also lying between Lots 7 and 12 on the North and Lot 8 on the South all in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338; all of the above said Additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northwest corner of Lot 6 in Brackenridge's Addition, said point of beginning being located along the East Right-of-way line of Harrison Street a distance of 145.00 feet Northerly of an included angle of  $91^{\circ}25'27''$  at the Right-of-way line at the Northeast corner of Harrison and Douglas Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Northerly along the East Right-of-way line of Harrison Street a distance of 10.00 feet; thence  $88^{\circ}34'28''$  Easterly along the South Right-of-way line of Lots 8 thru 13 of Spencer's First Addition and the South line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 feet; thence continuing Easterly along the South line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way line of Calhoun Street; thence Southerly along the West Right-of-way line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,



## RESOLUTION

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Fort Wayne, Allen County, to-wit:

Legal description of the North-South public alley to be vacated in Block #4, Civic Center II Renewal Project for the Conservatory Building, Downtown Revitalization Area.

The entire North-South public alley lying between Lewis Street on the North and Douglas Street on the South and generally between Lots 1 thru 11 on the East in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338 and Lot one (1) also on the East in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book 28, Page 93 and Lot 12 on the West in aforesaid Spencer's Second Addition and Platted Lot 2 also on the West, together with the Unplatted space (25'x 95') also on the West located at the Northeast corner of Lot #2 part of Spencer's Homestead as shown on aforesaid Brackenridge's Addition; all of the above said additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northeast corner of Lot 12 in Spencer's Second Addition, said point of beginning being located along the South Right-of-way line of Lewis Street a distance of 231.50 feet Easterly of an included angle of  $88^{\circ}28'31''$  at the Right-of-way lines at the Southeast corner of Harrison and Lewis Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Easterly along the South Right-of-way line of Lewis Street a distance of 10.00 feet; thence  $91^{\circ}33'55''$  Southerly along the West side of Lots 1 thru 7 of Spencer's Second Addition a distance of 149.74 feet; thence continuing Southerly across the width of the East-West public alley a distance of 10.00 feet; thence continuing Southerly along the West side of Lots 8 thru 11 of Spencer's Second Addition and thence continuing Southerly along the West side of Lot One (1) of Brackenridge's Addition to the Southwest corner of aforesaid Lot #1 located at the North Right-of-way line of Douglas Street; thence Westerly along the North Right-of-way line of Douglas Street a distance of 10.00 feet to the Southeast corner of Lot 2 in Brackenridge's Addition; thence  $91^{\circ}34'26''$  Northerly along the East line of Lot 2 in Brackenridge's Addition, including the Unplatted space of Spencer's Homestead aforementioned above, a distance of 145.00 feet to the Northeast corner of aforesaid Lot 2 in Brackenridge's Addition; thence continuing Northerly across the width of the East-West alley a distance of 10.00 feet; thence continuing Northerly along the East side of Lot 12 in Spencer's Second Addition a distance of 149.76 feet to the Northeast corner of aforesaid Lot 12 in Spencer's Second Addition herein called the point of beginning, containing 0.07 acres more or less. All of the above noted angles traversing within the vacated area of the North-South alley are included angles, not deflection angles.



WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 19, 1981 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alleys.

WHEREAS, said vacation of the alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

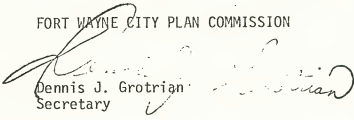
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of the alleys in Allen County, Indiana.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Dennis J. Grotrian, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 26, 1981, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF November 19 81

FORT WAYNE CITY PLAN COMMISSION

  
Dennis J. Grotrian  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 November 1981

### COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one  
(1) ordinance concerning the vacation of a street and plat.

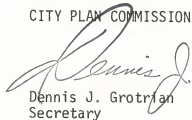

The proposed ordinance is designated as:

BILL NO. G-81-08-08

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
13th day of November 1981.

   
Dennis J. Grotrian  
Secretary



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 November 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) plat and street vacation ordinance acted upon by the City Plan Commission at their regular meeting held October 26, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-81-08-08
2. Intended Use: Apartment Development
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason.

REASON: This property has not been developed as a single family subdivision therefore it is being vacated to provide for the development of the Montrose Apartments.

If there are any questions with regard to this ordinance, please feel free to call on us.

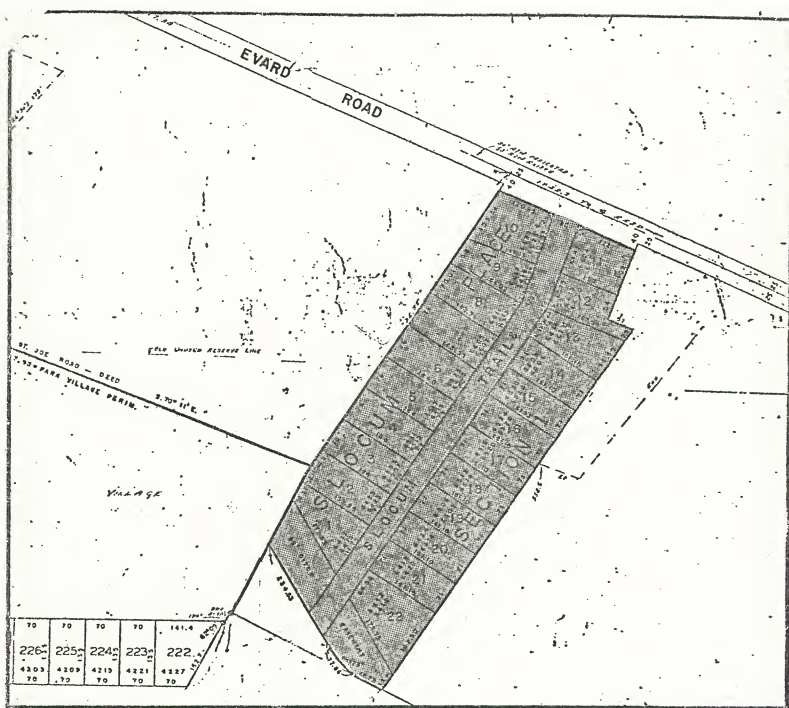
Respectfully submitted,

CITY PLAN COMMISSION

*Gary F. Baeten*  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



 A PETITION TO VACATE STREET.  
AND PLAT OF SLOCUM PLACE SECT. <sup>11</sup>1.

MAP NO. S-42

6-81-08-08

BY G.R. LAX 6-15-81



71-111-14  
11/4/81

RESOLUTION NO. 71-111-14

WHEREAS, PARK E. ROUSSEY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public plat and street situated in Fort Wayne, Allen County, Indiana, to-wit:

Slocum Trail and

Part of the East half of fractional Section 17, Township 31 North, Range 13 East, Allen County, Indiana; and more particularly described as follows:

Commencing at the Southwest corner of the East half of said fractional Section 17; thence N 01 degrees 04' 03" East 776.5 feet along the East line of said fractional Section 17; thence North 88 degrees 57' 23" West 1102.43 feet; thence North 26 degrees 58' 42" East 980.98 feet; thence North 61 degrees 48' 30" West 696.29 feet; thence North 28 degrees 14' 32" east 217.35 feet; thence north 30 degrees 22' 57" east 179.69 feet to the point of beginning; thence north 30 degrees 22' 57" east 172.00 feet; thence north 37 degrees 11' 30" east 655.43 feet to a point on the southerly right-of-way line of Evard Road, thence South 66 degrees 28' 50" east 292.85 feet along said southerly right-of-way line; thence south 22 degrees 11' 07" west 156.00 feet; thence South 68 degrees 09' 00" east 52.00 feet; thence south 37 degrees 11' 18" west 859.60 feet; thence north 62 degrees 41' 28" west 68.72 feet; thence 77.86 feet along a 125 foot radius curve to the right having a chord of 76.61 feet and a chord bearing of North 44 degrees 50' 44"; thence north 27 degrees 00' 00" west 234.53 feet to the point of beginning and enclosed 7.82 acres

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public plat and street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public plat and street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public plat and street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public plat and street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Thomas W. Datchew, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held November 4, 1981 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 4th DAY OF November 19 81

FORT WAYNE BOARD OF PUBLIC WORKS

Thomas W. Latchem

Thomas W. Latchem, Chairman

Roberta Anderson-Statens

Roberta Anderson-Statens, Member

Betty R. Collins

Betty R. Collins, Member

## RESOLUTION

WHEREAS, PARK E. ROUSSEY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public plat and street situated in Fort Wayne, Allen County, Indiana, to-wit:

Slocum Trail and

Part of the East half of fractional Section 17, Township 31 North Range 13 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of the East half of said fractional Section 17; thence N 01 degrees 04' 03" east 776.5 feet along the east line of said fractional Section 17; thence North 88 degrees 57' 23" west 1102.43 feet; thence North 26 degrees 58' 42" east 980.98 feet; thence north 61 degrees 48' 30" west 696.29 feet; thence north 28 degrees 14' 32" east 217.35 feet; thence north 30 degrees 22' 57" east 179.69 feet to the point of beginning; thence north 30 degrees 22' 57" east 172.00 feet; thence north 37 degrees 11' 30" east 655.43 feet to a point on the southerly right-of-way line of Evard Road, thence South 66 degrees 28' 50" east 292.85 feet along said southerly right-of-way line; thence south 22 degrees 11' 07" west 156.00 feet; thence south 68 degrees 09' 00" east 52.00 feet; thence south 37 degrees 11' 18" west 859.60 feet; thence north 62 degrees 41' 28" west 68.72 feet; thence 77.86 feet along a 125 foot radius curve to the right having a chord of 76.61 feet and a chord bearing of North 44 degrees 50' 44"; thence north 27 degrees 00' 00" west 234.53 feet to the point of beginning and enclosed 7.82 acres

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 19, 1981 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public plat and street.

WHEREAS, said vacation of the street and plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said plat and street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public plat and alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public plat and street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of plat and street in Allen County, Indiana.

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STATE OF INDIANA )  
                              ) SS:  
COUNTY OF ALLEN )

I, Dennis J. Grotrian, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 26, 1981, and as same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF November 19 81

FORT WAYNE CITY PLAN COMMISSION

  
Dennis J. Grotrian  
Secretary





## RESOLUTION

WHEREAS, PARK E. ROUSSEY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public plat and street situated in Fort Wayne, Allen County, Indiana, to-wit:

Slocum Trail and

Part of the East half of fractional Section 17, Township 31 North Range 13 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of the East half of said fractional Section 17; thence N 01 degrees 04' 03" east 776.5 feet along the east line of said fractional Section 17; thence North 88 degrees 57' 23" west 1102.43 feet; thence North 26 degrees 58' 42" east 980.98 feet; thence north 61 degrees 48' 30" west 696.29 feet; thence north 28 degrees 14' 32" east 217.35 feet; thence north 30 degrees 22' 57" east 179.69 feet to the point of beginning; thence north 30 degrees 22' 57" east 172.00 feet; thence north 37 degrees 11' 30" east 655.43 feet to a point on the southerly right-of-way line of Evard Road, thence South 66 degrees 28' 50" east 292.85 feet along said southerly right-of-way line; thence south 22 degrees 11' 07" west 156.00 feet; thence south 68 degrees 09' 00" east 52.00 feet; thence south 37 degrees 11' 18" west 859.60 feet; thence north 62 degrees 41' 28" west 68.72 feet; thence 77.86 feet along a 125 foot radius curve to the right having a chord of 76.61 feet and a chord bearing of North 44 degrees 50' 44"; thence north 27 degrees 00' 00" west 234.53 feet to the point of beginning and enclosed 7.82 acres

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 19, 1981 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public plat and street.

WHEREAS, said vacation of the street and plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said plat and street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public plat and alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public plat and street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of plat and street in Allen County, Indiana.

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers: 95/81/E  
96/81/E  
97/81/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolutions a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

Respectfully submitted,



Nick Palermo, Chairman  
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 95/81/E  
96/81/E  
97/81/E)

I hereby certify that I did this 16th day of  
November, 19 81 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 95/81/E  
96/81/E of the Board of Public  
97/81/E  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

  
CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 95/81/E

(Adopted November 16, 19 81)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 72/81/E: STOP INTERSECTION

(EMERGENCY) AND DELETE: TRAFFIC SIGNALS (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 13, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

November 16, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Lewis St. -- stop -- for Calhoun St.  
Lewis St. -- stop -- for Harrison St.  
Grier St. -- stop -- for Anthony Blvd.

DELETE:

TRAFFIC SIGNALS (EMERGENCY)

- (1) Calhoun St. -- and -- Lewis St.
- (2) Harrison St. -- and -- Lewis St.
- (3) Anthony Blvd. -- and -- Grier St.

REGULATORY RESOLUTION NO. 96/81/E

(Adopted November 16, 19 81)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 73/81/E and 75/81/E:

73/81/E - NO PARKING (EMERGENCY) AND DELETE: NO PARKING 7 A.M.

TO 4 P.M. SCHOOL DAYS ONLY (EMERGENCY)

75/81/E - DELETE: TWO HOUR PARKING 8 A.M. to 3 P.M. (EMERGENCY)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated November 13, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

November 16, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Eade Ave. -- east side -- from Fricke Ave. to the first Alley south thereof

DELETE:

NO PARKING 7 A.M. to 4 P.M. SCHOOL DAYS ONLY (EMERGENCY)

Eade Ave. -- east side -- from Fricke Ave. to East State Blvd.

DELETE:

TWO HOUR PARKING 8 A.M. to 3 P.M. (EMERGENCY)

Harrison St. -- west side -- from Lewis St. to 115' north thereof

REGULATORY RESOLUTION NO. 97/81/E

(Adopted November 16, 1981)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 76/81/E & 77/81/E:

76/81/E- 90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY) &

DELETE: NO PARKING (EMERGENCY)

77/81/E- NO PARKING (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 13, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

November 16, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Wells St. -- east side -- from 85' north of Superior St. to Wood Ave.  
Wells St. -- both sides -- from Conrail Railroad Crossing to Ewing St.

DELETE:  
NO PARKING (EMERGENCY)

Wells St. -- east side -- from 85' north of Superior St. to Wood Ave.  
Wells St. -- both sides -- from Conrail Railroad Crossing to Ewing St.

NO PARKING (EMERGENCY)

Lower Huntington Rd. -- south side -- from Ideal Ave. east to the N & W.  
Railroad Crossing

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Number: 98/81/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolution a matter of record and  
incorporate it into the minutes of the next Common Council  
Meeting.

Respectfully submitted,



Nick Palermo, Chairman  
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 98/81/E )

I hereby certify that I did this 19th day of November, 1981 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 98/81/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.



CHAIRMAN, Board of Public Safety



REGULATORY RESOLUTION NO. 98/81/E  
(Adopted November 19, 19 81)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 80/81/E: STOP INTERSECTION  
(EMERGENCY)

\_\_\_\_\_ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 18, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

November 19, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Summit St. -- stop -- for Division St.

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 24th day of November, 19 81 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Charles W. Westerman  
City Clerk